

04-23-01

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NON-PROVISIONAL  
UTILITY PATENT APPLICATION  
TRANSMITTAL - 37 CFR 1.53(b)

[ ] Duplicate  
(check, if applicable)



Assistant Commissioner for Patents  
**BOX PATENT APPLICATION**  
Washington, DC 20231

Attorney Docket No. 9598-38U1 (53844-5005)  
First Named Inventor: Prockop  
Express Mail Label No. EL719361835  
Total Pages of Transmittal Form: 2

Transmitted herewith for filing is the **non-provisional** utility patent application entitled:

**STROMAL CELL USE**

which is:

an [ ] Original; or  
a [X] Continuation, [ ] Divisional, or [ ] Continuation-in-part (CIP)  
of prior pending PCT Application PCT/US99/25134 filed on October 26, 1999  
(International Publication No. WO00/24261 published on May 4, 2000 [copy  
enclosed]); Provisional Patent Application No. 60/105,671 , filed on October 26,  
1998.

Enclosed are:

- [X] Specification (including Abstract) and claims: 28 pages.
- [X] Newly executed/unexecuted Declaration (original/copy).
- [ ] Copy of Declaration from prior application.
- [ ] Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).
- [X] 4 sheets of drawings (formal) plus one copy.
- [ ] Microfiche computer program (Appendix).
- [ ] Nucleotide and/or Amino Acid Sequence Submission, including:
  - [ ] Computer readable copy [ ] Paper Copy ( \_\_\_ pages)
  - [ ] Verified Statement
- [ ] Under PTO-1595 cover sheet, an assignment of the invention.
- [ ] Certified copy(ies) of \_\_\_\_\_ Application No. \_\_\_\_\_, filed \_\_\_\_\_, is filed:
  - [ ] herewith or [ ] in prior application \_\_\_\_\_.
- [X] Applicants, by their undersigned attorney, claim Small Entity Status under 37 C.F.R. §1.27 as [ ] an Independent Inventor, or [ ] a Small Business Concern, or [ ] a Non-Profit Organization
- [ ] Preliminary Amendment.
- [ ] Information Disclosure Statement, PTO-1449 and cited references
- [ ] Other: \_\_\_\_\_

The filing fee has been calculated as shown below:

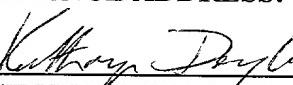
|   |              |              | SMALL ENTITY        |                  | LARGE ENTITY        |              |    |
|---|--------------|--------------|---------------------|------------------|---------------------|--------------|----|
| CLAIM<br>S                              | NO.<br>FILED | NO.<br>EXTRA | BASIC FEE:<br>\$355 |                  | BASIC FEE:<br>\$710 |              |    |
| Total                                   | 16-20 =      | 0            | X 9                 | \$ 0             | OR                  | X__          | \$ |
| Independent                             | 7-3 =        | 4            | X 40                | \$ 160.00        | OR                  | X__          | \$ |
| Multiple Dependent Claims<br>Present: 0 |              |              | \$ 135              | \$ 0             | OR                  | \$__         | \$ |
|   |              |              | <b>TOTAL</b>        | <b>\$ 515.00</b> | OR                  | <b>TOTAL</b> | \$ |

- The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts.
- A check in the amount of \$ 515.00 to cover the filing fee is enclosed.
- The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-0310** as noted below. A duplicate copy of this sheet is enclosed.
- Any overpayments or deficiencies in the above-calculated fee.
- Filing fee in the amount of \$ \_\_\_\_\_ as calculated above.
- Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.
- In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

**CORRESPONDENCE ADDRESS:**

April 20, 2001  
(Date)

By:

  
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